

**RESOLUTION NO. 2017-1**

**A RESOLUTION OF THE VILLAGE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, SUPPORTING MIAMI-DADE COUNTY RESOLUTION NO. R-325-16 URGING THE UNITED STATES ARMY CORPS OF ENGINEERS, THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO EXPEDITE PHASE II OF THE BISCAYNE BAY COASTAL WETLANDS PROJECT; PROVIDING FOR TRANSMITTAL; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the beaches throughout Miami-Dade County and the State of Florida are vital to the quality of life for residents and tourists alike; and

**WHEREAS**, it is important to preserve the quality of sand that is placed on the public beaches that provide a source of recreation and relaxation for adults and children; and

**WHEREAS**, preservation of the shoreline serves an important public interest in that it protects the adjacent upland coastal developments from storm damage; provides recreational benefits; supports additional tourism and increase in revenues; and maintains the nesting habitats of natural species; and

**WHEREAS**, on April 19, 2016, the Miami-Dade County Board of County Commissioners adopted Resolution No. R-325-16 ("County Resolution"), which is attached hereto as Exhibit "A," and

**WHEREAS**, the Biscayne Bay Coastal Wetlands ("BBCW") project is a critical component of the Comprehensive Everglades Restoration Plan ("CERP"), as authorized by Congress in 2000, which is intended to restore natural coastal wetlands and marine habitats in Biscayne Bay and Biscayne National Park; and

**WHEREAS**, the BBCW project will provide increased water storage in the wetlands east of the coastal ridge which is expected to protect against saltwater intrusion and thereby increase resiliency against sea level rise in southern Miami-Dade County.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF KEY BISCAYNE, FLORIDA, AS FOLLOWS:**

**Section 1. Recitals Adopted.** That each of the recitals stated above is hereby adopted and confirmed.

**Section 2.**     **Supporting Resolution No. R-325-16.** The Village Council hereby expresses the Village's support of the County's Resolution, which urges the United States Army Corps of Engineers, Florida Department of Environmental Protection, and the South Florida Water Management District to expedite the planning of Phase II of the Biscayne Bay Coastal Wetlands Project as outlined in the County Resolution.

**Section 3.**     **Transmittal.** The Village Clerk is hereby directed to transmit a copy of this Resolution to the United States Army Corps of Engineers, the Secretary of the Florida Department of Environmental Protection, the South Florida Water Management District Board Members, and municipalities in Miami-Dade County.

**Section 4.**     **Effective Date.** This Resolution shall be effective immediately upon adoption hereof.

PASSED AND ADOPTED this 10<sup>th</sup> day of January, 2017.

  
MAYOR MAYRA PEÑA LINDSAY

ATTEST:

  
CONCHITA H. ALVAREZ, MMC, VILLAGE CLERK

APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY

  
VILLAGE ATTORNEY



## EXHIBIT "A"

### MEMORANDUM

Agenda Item No. 11(A)(10)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

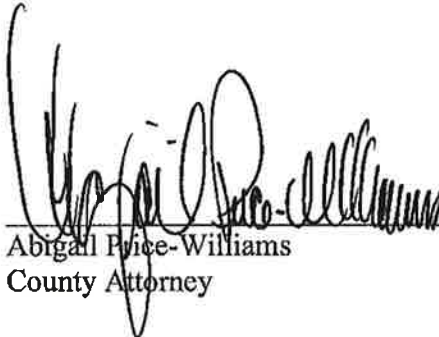
**DATE:** April 19, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Resolution urging the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection and the South Florida Water Management District to expedite Phase II of the Biscayne Bay Coastal Wetlands project so that planning for Phase II may commence as soon as possible and to take all necessary actions to complete Phase I of the Biscayne Bay Coastal Wetlands Project

Resolution No. R-325-16

The accompanying resolution was prepared and placed on the agenda at the request of Prime Sponsor Commissioner Daniella Levine Cava.



Abigail Price-Williams  
County Attorney

APW/lmp



# MEMORANDUM

(Revised)

**TO:** Honorable Chairman Jean Monestime  
and Members, Board of County Commissioners

**DATE:** April 19, 2016

**FROM:** Abigail Price-Williams  
County Attorney

**SUBJECT:** Agenda Item No. 11(A)(10)

Please note any items checked.

- ☐ "3-Day Rule" for committees applicable if raised
- ☐ 6 weeks required between first reading and public hearing
- ☐ 4 weeks notification to municipal officials required prior to public hearing
- ☐ Decreases revenues or increases expenditures without balancing budget
- ☐ Budget required
- ☐ Statement of fiscal impact required
- ☐ Statement of social equity required
- ☐ Ordinance creating a new board requires detailed County Mayor's report for public hearing
- ☒ No committee review
- ☐ Applicable legislation requires more than a majority vote (i.e., 2/3's \_\_\_\_, 3/5's \_\_\_\_, unanimous \_\_\_\_) to approve
- ☐ Current information regarding funding source, index code and available balance, and available capacity (if debt is contemplated) required

Approved \_\_\_\_\_ Mayor  
Veto \_\_\_\_\_  
Override \_\_\_\_\_

Agenda Item No. 11(A)(10)  
4-19-16

RESOLUTION NO. R-325-16

RESOLUTION URGING THE U.S. ARMY CORPS OF ENGINEERS, THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE SOUTH FLORIDA WATER MANAGEMENT DISTRICT TO EXPEDITE PHASE II OF THE BISCAYNE BAY COASTAL WETLANDS PROJECT SO THAT PLANNING FOR PHASE II MAY COMMENCE AS SOON AS POSSIBLE AND TO TAKE ALL NECESSARY ACTIONS TO COMPLETE PHASE I OF THE BISCAYNE BAY COASTAL WETLANDS PROJECT

**WHEREAS**, Miami-Dade County is the only county in the nation that is home to two national parks, Biscayne National Park and Everglades National Park; and

**WHEREAS**, the health of Biscayne Bay and the Everglades is intrinsically linked to the economic well-being of Miami-Dade County through nature-based tourism and commercial and recreational fishing; and

**WHEREAS**, restoration of the greater Everglades' ecosystem is important for continued clean water supply, environmental and public health, and the economic viability of Miami-Dade County; and

**WHEREAS**, the Biscayne Bay Coastal Wetlands (BBCW) project, a critical component of the Comprehensive Everglades Restoration Plan (CERP), as authorized by Congress in 2000, is intended to restore natural coastal wetlands habitat by redistributing freshwater flow through more natural "sheet flows," and reconnecting coastal wetlands and marine habitats in Biscayne Bay and Biscayne National Park; and

**WHEREAS**, the BBCW project is the only CERP project that is dedicated to restoring Biscayne Bay and Biscayne National Park, both of which are vital to the ecological and economic health of Miami-Dade County; and

**WHEREAS**, the BBCW project will provide increased water storage in the wetlands east of the coastal ridge, which is expected to protect against saltwater intrusion and thereby increase resiliency against sea level rise in southern Miami-Dade County; and

**WHEREAS**, both Phase I and Phase II of the BBCW project must be completed in order to achieve the full project benefits as envisioned in CERP; and

**WHEREAS**, although there is a plan in place for the completion of Phase I of the BBCW project, the planning for Phase II of the BBCW project is not scheduled to begin until 2021, and actual construction of Phase II would occur even later in time; and

**WHEREAS**, Phase II of the BBCW project is intended to provide water storage and rehydrate significant wetland areas between the Princeton and Mowry Canals as well as the Model Lands wetland area, which contains more than 20,000 acres of important wetlands that connect the Everglades to Biscayne Bay and Card Sound; and

**WHEREAS**, in addition, Phase I of the BBCW project has not been completed, and therefore the potential benefits of that portion of the BBCW project have not yet been fully realized; and

**WHEREAS**, Miami-Dade County is deeply invested and committed to seeing the BBCW project completed, and in order to do in a timely manner, Phase II of the BBCW project must move forward in advance of the current schedule; and

**WHEREAS**, to this end, Miami-Dade County has continued to contribute substantial resources towards the goals of CERP and the BBCW project, including land acquisition, technical data, and staffing resources to those project delivery teams; and

**WHEREAS**, in order to expedite Phase II of the BBCW project, the South Florida Water Management District, as the local sponsor for this project, would need to ask the U.S. Army Corps of Engineers to include, in its budget for fiscal year 2017-2018, the 50 percent federal share of funding for the planning of Phase II of the BBCW project, and such a request by the South Florida Water Management District may need to be made as early as mid-May 2016 in order to meet budgetary deadlines; and

**WHEREAS**, as such, this Board wishes to request that the U.S. Army Corps of Engineers include the above-mentioned funding in its budget for fiscal year 2017-2018; and

**WHEREAS**, this Board also wishes to request that: (1) the Florida Department of Environmental Protection and the South Florida Water Management District move forward with planning for Phase II of the BBCW project on an expedited schedule, and take all necessary steps to do so, including the allocation of up to \$3 million dollars, or equivalent in-kind services, as approved and required by the U.S. Army Corps of Engineers, for such planning efforts; and (2) the U.S. Army Corps, Florida Department of Environmental Protection, and the South Florida Water Management District take all necessary steps to complete Phase I of the BBCW project,

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MIAMI-DADE COUNTY, FLORIDA**, that this Board hereby:

**Section 1.** Urges the U.S Army Corps of Engineers, the Florida Department of Environmental Protection and the South Florida Water Management District to take all steps

necessary to expedite the planning of Phase II of the BBCW project, so that such planning occurs as soon as possible, and in any event, sooner than the current schedule of 2021, including but not limited to:

- (a) Urging the South Florida Water Management District, as local sponsor of the BBCW project, to ask the U.S. Army Corps of Engineers to include, in its budget for fiscal year 2017-2018, the 50 percent federal share of funding for the planning of Phase II of the BBCW project.
- (b) Urging the U.S. Army Corps of Engineers to include such funding for the planning of Phase II of the BBCW project in its budget for fiscal year 2017-2018, and
- (c) Urging the South Florida Water Management District to allocate up to \$3 million dollars, or equivalent in-kind services, as approved and required by the U.S. Army Corps of Engineers for the planning of Phase II of the BBCW project.

**Section 2.** Urges the U.S. Army Corps of Engineers, the Florida Department of Environmental Protection and the South Florida Water Management District to take all steps necessary to complete Phase I of the BBCW project.

**Section 3.** Directs the Clerk of the Board to transmit certified copies of this resolution to the Members of the Florida Congressional Delegation; the Assistant Secretary of the Army for Civil Works, the Governor, the Chair and Members of the Miami-Dade State Legislative Delegation, the Secretary of the Department of Environmental Protection, and the Governing Board and Executive Director of the South Florida Water Management District.

**Section 4.** Directs the County's state and federal lobbyists to advocate for administrative action that would accomplish the goals set forth herein and as described in Section 1 above, and authorizes and directs the Office of Intergovernmental Affairs to include this item



in the 2017 State Legislative Package and the 2016 and 2017 Federal Legislative Packages when they are presented to the Board.

The Prime Sponsor of the foregoing resolution is Commissioner Daniella Levine Cava. It was offered by Commissioner **Daniella Levine Cava**, who moved its adoption. The motion was seconded by Commissioner **Barbara J. Jordan** and upon being put to a vote, the vote was as follows:

Jean Monestime, Chairman	aye		
Esteban L. Bovo, Jr., Vice Chairman	aye		
Bruno A. Barreiro	aye	Daniella Levine Cava	aye
Jose "Pepe" Diaz	absent	Audrey M. Edmonson	aye
Sally A. Heyman	absent	Barbara J. Jordan	aye
Dennis C. Moss	aye	Rebeca Sosa	aye
Sen. Javier D. Souto	aye	Xavier L. Suarez	absent
Juan C. Zapata	aye		

The Chairperson thereupon declared the resolution duly passed and adopted this 19<sup>th</sup> day of April, 2016. This resolution shall become effective upon the earlier of (1) 10 days after the date of its adoption unless vetoed by the County Mayor, and if vetoed, shall become effective only upon an override by this Board, or (2) approval by the County Mayor of this Resolution and the filing of this approval with the Clerk of the Board.



MIAMI-DADE COUNTY, FLORIDA  
BY ITS BOARD OF  
COUNTY COMMISSIONERS

HARVEY RUVIN, CLERK

By: **Christopher Agrippa**  
Deputy Clerk

Approved by County Attorney as  
to form and legal sufficiency.

Abbie Schwaderer Raurell